

Indiana Department of Natural Resources / Division of Water

30 Day Public Notice Report

The Department of Natural Resources is providing this report to satisfy the requirements of the "Procedures Concerning Certain Licenses Act", IC 14-11-4, and its associated administrative rule, 312 IAC 2-3. The application files are available for public inspection at the Division of Water's office in Indianapolis. Please contact the Division's Technical Services Section at (317) 232-4160 or the toll free number 1-877-928-3755 to make an appointment for file review. Photocopies may be made for a nominal charge of \$0.10 per 8 1/2 " X 11" copy.

A pre-action public hearing on an application may be requested by filing a written petition with the Director, Division of Water:

Michael W. Neyer, P.E., Director
Division of Water
Room W264
402 West Washington Street
Indianapolis, Indiana 46204

For a petition to be considered valid it must:

1. Contain the typed or legibly printed name and complete mailing address of each petitioner;
2. Be signed by a minimum of 25 individuals who are at least 18 years old and either reside in the county where the project will take place or own real property within 1 mile of the project site;
3. Affirm that each signatory to the petition satisfies the requirements of item 2; and
4. Identify the application for which the public hearing is being requested either by the application # or the applicant's name and the project description.

A petition which does not meet these requirements will be considered invalid and the hearing request will not be granted.

A person may request that the Department provide written notice of its action on an application by filing a written request with:

Division of Water
Room W264
402 West Washington Street
Indianapolis, Indiana 46204

The request must identify the application by either the application # or the applicant's name and the project description.

Indiana Department of Natural Resources / Division of Water

30 Day Public Notice Report

Application # : FW-25065

Stream : Highland Creek

Applicant : Indianapolis Clean Stream Team
Jayson Thorne
1200 South Madison Avenue
Suite 200
Indianapolis, IN 46225-1611

Description : A storm water diversion structure will be installed along Highland Creek in order to divert storm water to the north (to an existing detention basin); the structure will allow normal flow to pass through. A block wall will be constructed across Highland Creek to divert storm water runoff to a proposed box culvert under Troy Avenue. Storm water runoff collected within the box culvert will be discharged to an existing storm water basin to be released into Germania Creek, west of Bluff Road. A pocket wetland will be constructed to improve storm water quality. Germania Creek will be cleared of debris and regraded to provide a lower invert elevation at the detention basin outlet structure. The existing box culvert (upstream of the proposed Highland Creek storm water diversion structure) will be replaced in order to lower the elevation of Germania Creek at Bluff Road and allow for additional storage within the existing detention basin. The purpose of the project is to reduce flooding in the Frog Hollow subdivision located downstream of the project. Details of the project are contained in information and plans received at the Division of Water on November 5, 2008.

Location : Beginning approximately 100' east of the Troy Avenue and Bluff Road intersection and extending 1100' east and 450' south
at Indianapolis, Center Township, Marion County
N½, NW¼, NE¼, Section 26, T 15N, R 3E, Maywood Quadrangle
Quad Code: 3908662
UTM Coordinates: Downstream 4397187 North, 571503 East

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

Indiana Department of Natural Resources / Division of Water

30 Day Public Notice Report

Application # : FW-25072

Stream : East Fork Keg Creek

Applicant : Foster Builders Inc
Scott A Foster
8436 West CR 400 North
Sullivan, IN 47882-7139

Description : A commercial facility will be developed along the south (left) bank of East Fork Keg Creek to provide space for a single user retail facility. The facility will consist of a 130' by 70' masonry and steel building and 19,260 square foot parking area and 2125 square feet of concrete pavement and sidewalks constructed on compacted structural fill. The fill will cover a 220' by 270' area and will vary in depth from 0.67' at the landward edge to 4.74' near the stream. It will be set back 66' from the top of the streambank and will have a finished floor elevation of 432.00', NGVD. The fill will have 3:1 sideslopes from the finished grade down to the existing floodplain elevations. The parking area will be constructed finished elevation of the fill. The lowest floor elevation of the building will be 432.00', NGVD. Details of the project are contained in information received electronically at the Division of Water on November 17, 2008 and in plans and information received at the Division of Water on

Location : Along the south bank of East Fork of Keg Creek beginning 80' south of the top of the creek bank between the Right-of-Ways of State Road 57 and State Road 64 near Oakland City, Columbia Township, Gibson County
S½, SW¼, NW¼, Section 24, T 2S, R 9W, Oakland City Quadrangle
Quad Code: 3808733

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

Indiana Department of Natural Resources / Division of Water

30 Day Public Notice Report

Application # : FW-25073

Stream : Portage-Burns Waterway

Applicant : US Army Corps of Engineers Chicago District
Jennifer Miller
111 North Canal Street, Suite 600
Chicago, IL 60606-7206

Description : The US Army Corps will perform maintenance dredging in Portage Burns Waterway (Burns Ditch) and the Burns Small Boat Harbor (harbor of refuge). Approximately 120,000 cubic yards of sediment will be hydraulically dredged to maintain the Federal navigation channel and the Burns Small Boat Harbor, including the approach channel in Lake Michigan. Suitably clean dredge material will be placed either on the beach at Ogden Dunes, or in a Lake Michigan open water disposal site offshore in 50 feet of water, approximately one mile north of the Burns Small Boat Harbor, which was used in 2007 and 2008 for material from the Port of Indiana. The 'harbor of refuge' and entrance channel are shoaled and will be dredged to the federal depth of -14' LWD (LWD = 577.5' IGLD'85) plus 2 feet allowable over-dredge. The proposed harbor depth is approximately 562.8 feet IGLD'85. Details of the project are contained in information and plans received at the Division of Water on November 10, 2008.

Location : At Portage Burns Waterway (Burns Ditch) and Burns Small Boat Harbor
DOWNSTREAM: at Ogden Dunes, Portage Township, Porter County
Section 25, T 37N, R 7W, Ogden Dunes Quadrangle
Quad Code: 4108762
UTM Coordinates: Downstream 4608216 North, 485316 East
UPSTREAM:
UTM Coordinates: Upstream 4609325 North, 484186 East

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

Indiana Department of Natural Resources / Division of Water

30 Day Public Notice Report

Application # : FW-25074

Stream : Big Walnut Creek

Applicant : Parke County REMC
119 West High Street
Rockville, IN 47872-1735

Description : Across Big Walnut Creek approximately 250' southwest (downstream) of the Oakalla Covered Bridge a new overhead electric line will be installed. A new wood pole will be set approximately 400' southwest of the north end of the bridge and a new wood pole will be set approximately 120' southwest of the south end of the bridge. Details of the project are contained in information received electronically at the Division of Water on November 18, 2008 and in plans and information received at the Division of Water on

Location : At the Oakalla Covered bridge crossing
near Greencastle, Madison Township, Putnam County
Section 25, T 14N, R 5W, Reelsville Quadrangle
Quad Code: 3908658

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

Indiana Department of Natural Resources / Division of Water

30 Day Public Notice Report

Application # : FW-25075

Stream : Germania Creek

Applicant : Indianapolis Clean Stream Team
Jayson Thorne
1200 South Madison Avenue
Suite 200
Indianapolis, IN 46225-1611

Description : A storm water diversion structure will be installed along Highland Creek in order to divert storm water to the north (to an existing detention basin); the structure will allow normal flow to pass through. A block wall will be constructed across Highland Creek to divert storm water runoff to a proposed box culvert under Troy Avenue. Storm water runoff collected within the box culvert will be discharged to an existing storm water basin to be released into Germania Creek, west of Bluff Road. A pocket wetland will be constructed to improve storm water quality. Germania Creek will be cleared of debris and regraded to provide a lower invert elevation at the detention basin outlet structure. The existing box culvert (upstream of the proposed Highland Creek storm water diversion structure) will be replaced in order to lower the elevation of Germania Creek at Bluff Road and allow for additional storage within the existing detention basin. The purpose of the project is to reduce flooding in the Frog Hollow subdivision located downstream of the project. Details of the project are contained in information and plans received at the Division of Water on November 5, 2008.

Location : Beginning at the Troy Avenue and Bluff Road intersection and extending intermittently for approximately 1560' east, 1430' west, and 1450' north at Indianapolis, Center Township, Marion County
S½, Section 23, T 15N, R 3E, Maywood Quadrangle
Quad Code: 3908662
UTM Coordinates: Downstream 4397491 North, 571266 East

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

Indiana Department of Natural Resources / Division of Water

30 Day Public Notice Report

Application # : FW-25076

Stream : Elkhart River

Applicant : Forrest A Nicholas
58176 Ox Bow Drive
Elkhart, IN 46516-6341

Description : Approximately 80' of the west (left) streambank will be stabilized with riprap to protect the bank from further erosion. The riprap will be keyed into the streambed at its base and will conform to the existing bank at the project limits. It will have a maximum height of 5', a maximum streamward projection of 4' beyond the existing bank, and 1:1 sideslopes. Details of the project are contained in information received electronically at the Division of Water on November 19, 2008 and in plans and information received at the Division of Water on

Location : 58176 Ox Bow Drive; along the left (west) bank of the Elkhart River approximately 2 miles downstream from the CR 17 bridge crossing
near Elkhart, Concord Township, Elkhart County
Section 23, T 37N, R 5E, Elkhart Quadrangle
Quad Code: 4108568

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

Application # : FW-25077

Stream : Elkhart River

Applicant : Wallace W Neumann
58210 Ox Bow Drive
Elkhart, IN 46516-6332

Description : Approximately 88' of the west (left) streambank will be stabilized with riprap to protect the bank from further erosion. The riprap will be keyed into the streambed at its base and will conform to the existing bank at the project limits. It will have a maximum height of 4', a maximum streamward projection of 4' beyond the existing bank, and 1:1 sideslopes. Details of the project are contained in information received electronically at the Division of Water on November 19, 2008 and in plans and information received at the Division of Water on

Location : 58210 Ox Bow Drive; along the left (west) bank of the Elkhart River approximately 2 miles downstream from the County Road 17 bridge crossing
near Elkhart, Concord Township, Elkhart County
Section 23, T 37N, R 5E, Elkhart Quadrangle
Quad Code: 4108568

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

Indiana Department of Natural Resources / Division of Water

30 Day Public Notice Report

Application # : FW-25078

Stream : St. Joseph River

Applicant : Clifton F Johnson
1119 Glen Eagle Drive
Mishawaka, IN 46545-7144

Description : Approximately 180' of the north (right) streambank will be stabilized with riprap to protect the bank from further erosion. The riprap will be keyed into the streambed at its base and will conform to the existing bank at the project limits. It will have a maximum height of 6', a maximum streamward projection of 5' beyond the existing bank, and 1:1 sideslopes. Details of the project are contained in information received electronically at the Division of Water on November 19, 2008 and in plans and information received at the Division of Water on

Location : 1119 Glen Eagle; downstream along the north (right) bank of the St. Joseph River approximately 9000' downstream of the Capital Ave bridge crossing at Mishawaka, Penn Township, St. Joseph County
Section 10, T 37N, R 3E, South Bend East Quadrangle
Quad Code: 4108662

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

Application # : FW-25079

Stream : Elkhart River

Applicant : Bruce N Brothers
58194 Ox Bow Drive
Elkhart, IN 46516-6341

Description : Approximately 88' of the west (left) streambank will be stabilized with riprap to protect the bank from further erosion. The riprap will be keyed into the streambed at its base and will conform to the existing bank at the project limits. It will have a maximum height of 5', a maximum streamward projection of 4' beyond the existing bank, and 1:1 sideslopes. Details of the project are contained in information received electronically at the Division of Water on November 19, 2008 and in plans and information received at the Division of Water on

Location : 58914 Ox Bow Drive; along the left (west) bank of the Elkhart River approximately 2 miles downstream from the County Road 17 bridge crossing near Elkhart, Concord Township, Elkhart County
Section 23, T 37N, R 5E, Elkhart Quadrangle
Quad Code: 4108568

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

Indiana Department of Natural Resources / Division of Water

30 Day Public Notice Report

Application # : LM-163

Stream : Portage-Burns Waterway

Applicant : US Army Corps of Engineers Chicago District
Jennifer Miller
111 North Canal Street, Suite 600
Chicago, IL 60606-7206

Description : The US Army Corps will perform maintenance dredging in Portage Burns Waterway (Burns Ditch) and the Burns Small Boat Harbor (harbor of refuge). Approximately 120,000 cubic yards of sediment will be hydraulically dredged to maintain the Federal navigation channel and the Burns Small Boat Harbor, including the approach channel in Lake Michigan. Suitably clean dredge material will be placed either on the beach at Ogden Dunes, or in a Lake Michigan open water disposal site offshore in 50 feet of water, approximately one mile north of the Burns Small Boat Harbor, which was used in 2007 and 2008 for material from the Port of Indiana. The 'harbor of refuge' and entrance channel are shoaled and will be dredged to the federal depth of -14' LWD (LWD = 577.5' IGLD'85) plus 2 feet allowable over-dredge. The proposed harbor depth is approximately 562.8 feet IGLD'85. Details of the project are contained in information and plans received at the Division of Water on November 10, 2008.

Location : At Portage Burns Waterway (Burns Ditch) and Burns Small Boat Harbor
DOWNSTREAM: at Ogden Dunes, Portage Township, Porter County
Section 25, T 37N, R 7W, Ogden Dunes Quadrangle
Quad Code: 4108762
UTM Coordinates: Downstream 4608216 North, 485316 East
UPSTREAM:
UTM Coordinates: Upstream 4609325 North, 484186 East

Statute/Rule : Navigable Waterway Act, with the associated IC 14-29-1, Navigable Waterway Rule, 312 IAC 6

Indiana Department of Natural Resources / Division of Water

30 Day Public Notice Report

Application # : PL-21148

Lake : Lake Manitou

Applicant : Manitou Moose Lodge 1107
Mark Tyler
1911 Westside Drive
PO Box 43
Rochester, IN 46975-0043

Description : An existing group pier which provides boat slips for 30 boats will be reconfigured to add four (4) additional slips and move the catwalk back to the new concrete seawall to eliminate an exclusive use area. The new slips will be located at the south end of the existing concrete seawall by placing two (2) new 24' long by 4' wide piers. Details of the project are contained in information and plans received at the Division of Water on August 18, 2008, September 17, 2008 and November 17, 2008.

Location : 1911 Westside Drive also known as Manitou Moose Lodge #1107
near Rochester, Rochester Township, Fulton County
NW¼, NW¼, NW¼, Section 15, T 30N, R 3E, Rochester Quadrangle
Quad Code: 4108612
UTM Coordinates: Downstream 4544975 North, 568043 East

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11

Indiana Department of Natural Resources / Division of Water

30 Day Public Notice Report

Application # : PL-21200

Lake : Lake Wawasee

Applicant : Leslie Theofanis
13110 Thomas Morris Trace
Carmel, IN 46033-8820

Description : An existing boat well will be cleaned out and enlarged within the property of the applicant on Lake Wawasee in connection with construction of a new boathouse. The existing, 9' wide well extends 20' landward of the normal shoreline of the lake. The enlarged boat well will be 10' wide and extend 23' landward of the normal shoreline. The depth is now approximately 3' deep. Accumulated sediment and debris will be removed from the bottom of the existing well to restore the original 5' depth to the entire well. The excavated material will be removed from the site. In connection with the boathouse construction, approximately 3' of new seawall will be constructed across the lake frontage of the property to deter shoreline erosion, this new section will be adjacent to boathouse/boatwell and existing concrete seawall to the north. The wall will be approximately 24" uniformly wide and approximately five feet deep. Details of the project are contained in information received electronically at the Division of Water on November 19, 2008 and in plans and information received at the Division of Water on

Location : 11914 North Stroh's Drive
near Syracuse, Turkey Creek Township, Kosciusko County
Section 14, T 34N, R 7E

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11